



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number:	LLS 23-0017	Date:	May 16, 2023
Prime Sponsors:	Rep. Kipp; Armagost Sen. Gonzales; Kirkmeyer	Bill Status:	Signed into Law
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Bill Topic: **FEDERAL AUTHORIZE FIREARMS FOR DACA PEACE OFFICERS**

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill allows law enforcement agencies to authorize the possession of a firearm by eligible immigrants, allows eligible immigrants to attend peace officer training academies, and requires law enforcement agencies to notify the Peace Officer Standards and Training Board that employed eligible immigrants are in compliance with written firearm policies while attending an academy. Starting in FY 2023-24, the bill may increase state and local workload.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the enacted bill.

Summary of Legislation

The bill permits the Peace Officer Standards and Training (POST) Board to promulgate rules allowing an eligible immigrant to be a certified peace officer or a reserve peace officer, and allows law enforcement agencies to amend written firearm policies to authorize the use of a firearm by an eligible immigrant, in compliance with federal law. Eligible immigrants are defined as persons who have been formally granted and maintain valid deferred action for childhood arrivals (DACA) status with the federal Immigration and Naturalization Service. Eligible immigrants are authorized to enroll in peace officer training academies if the eligible immigrant is employed by a law enforcement agency that has a compliant firearm policy. Law enforcement agencies employing eligible immigrants must notify the POST Board that an eligible immigrant is compliant with firearm policies while attending a training academy.

State Expenditures

The bill may increase workload in the POST Board to promulgate rules incorporating the provisions of the bill. Any rule promulgation will occur during normal rulemaking efforts over the course of a fiscal year. As such, no change in appropriations is required.

Local Government

To the extent that local law enforcement agencies update their policies, workload for local law enforcement agencies will increase.

Effective Date

The bill was signed into law by the Governor on April 27, 2023, and takes effect August 7, 2023, assuming no referendum petition is filed.

State and Local Government Contacts

Labor

Law

Public Safety